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6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE DISTRICT OF ARIZONA
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9 Greek Island Labs, LLC, an Arizona limited
liability company,

10 Plaintiff,

11 v.

12 Namingrights.com, LLC, a limited liability
13 company of unknown domicile; Backslap
14 Domains, Incorporated, a Nevada
corporation,

15 Defendants.

No. CV-13-01073-PHX-GMS

ORDER

16 This matter having recently come before this Court,

17 **IT IS ORDERED** that a motion pursuant to Fed. R. Civ. P. 12(b) is discouraged if
18 the defect can be cured by filing an amended pleading. Therefore, the parties must meet
19 and confer prior to the filing of a motion to dismiss to determine whether it can be
20 avoided. Consequently, motions to dismiss must contain a certification of conferral
21 indicating that the parties have conferred to determine whether an amendment could cure
22 a deficient pleading, and have been unable to agree that the pleading is curable by a
23 permissible amendment. In addition, parties shall endeavor not to oppose motions to
24 amend that are filed prior to the Scheduling Conference or within the time set forth in the
25 Rule 16 Case Management Order. Motions to dismiss that do not contain the required
26 certification are subject to be stricken on the Court's motion.

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IT IS FURTHER ORDERED that Plaintiff(s) serve a copy of this Order upon Defendant(s) and file notice of service.

G. Murray Snow
G. Murray Snow
United States District Judge